

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

**THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MRS. JUSTICE K.HEMA**

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

WP(C).No. 28084 of 2007(S)

OPGW.341/1999 of FAMILY COURT,TRIVANDRUM

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PETITIONER:

**SAJEEV MUHAMMED, AGED 43 YEARS,
S/O.MUHAMMED RAWTHER, ARACKAKUNNEL HOUSE,
MARKET LANDING ROAD, KOTTAYAM P.O.**

BY ADV. SRI.T.M.ABDUL LATHEEF

RESPONDENTS:

**SABEENA M.S., SYED MANZIL,
VADAKKEVILA P.O., KOLLAM. REPRESENTED BY HER
POWER OF ATTORNEY HOLDER SHAHARBAN BEEVI, RESIDING
AT SYED MANZIL, VADAKKEVILA P.O., KOLLAM.**

BY

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 20/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

J.B.KOSHY & K.HEMA, JJ.

W.P.(C).NO.28084 OF 2007 (S)

Dated this the 20th day of September, 2007

J U D G M E N T

KOSHY,J.

The petition filed before the Family Court by the petitioner was dismissed for default. A petition filed to set aside the above order was restored to file. That was dismissed by a very detailed order by the tribunal. We are of the opinion that proper remedy is to file an appeal against the judgment, wherein his main application was dismissed by the Court. So, without prejudice to the right of filing an appeal against the final order, this writ petition is allowed to be withdrawn.

J.B.KOSHY, JUDGE

K.HEMA, JUDGE

prp

J.B.KOSHY & K.HEMA, JJ.

M.F.A.NO. OF 2006 ()

J U D G M E N T

11th September, 2007